

- | | |
|--|--|
| | |
|--|--|
- [Query](#)
 - [Reports](#)
 - [Utilities](#)
 - [Logout](#)

APPEAL, CLOSED

U.S. District Court
Northern District of New York - Main Office (Syracuse) [LIVE - Version 4.2]
(Syracuse)
CIVIL DOCKET FOR CASE #: 5:05-cv-01522-NAM-DEP

Long et al v. Office of Personnel Management
Assigned to: Chief Judge Norman A. Mordue
Referred to: Magistrate Judge David E. Peebles
Case in other court: 2nd Circuit, 10-01600-cv

Date Filed: 12/05/2005
Date Terminated: 02/24/2010
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

2nd Circuit, 10-01618-cv

Cause: 05:552 Freedom of Information Act

Plaintiff

Susan B. Long

represented by **Adina H. Rosenbaum**
Public Citizen Litigation Group
1600 20th Street NW
Washington, DC 20009
202-588-7720
Fax: 202-588-7795
Email: arosenbaum@citizen.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Nelson
Public Citizen Litigation Group
1600 20th Street NW
Washington, DC 20009
202-588-7724
Fax: 202-588-7795
Email: snelson@citizen.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

David Burnham

represented by **Adina H. Rosenbaum**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Nelson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Office of Personnel Management

represented by **James Jules Schwartz**
U.S. Department of Justice
Civil Division
20 Massachusetts Avenue NW
P.O. Box 883 Ben Franklin Station
Washington, DC 20044
202-616-8267
Fax: 202-616-8202
Email: james.schwartz@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Peter D. Leary
U.S. Department of Justice
Civil Division
20 Massachusetts Avenue NW
P.O. Box 883 Ben Franklin Station
Washington, DC 20044
202-514-3313
Fax: 202-616-8470
Email: peter.leary@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nicholas J. Patterson
U.S. Department of Justice
Civil Division
20 Massachusetts Avenue NW
P.O. Box 883 Ben Franklin Station
Washington, DC 20044
202-514-4523
Fax: 202-616-8470
Email: nicholas.patterson@usdoj.gov

TERMINATED: 07/26/2007

William H. Pease

Office of the United States Attorney -
Syracuse

100 South Clinton Street
Syracuse, NY 13261-7198
315-448-0672

Fax: 315-448-0646

Email: william.pease@usdoj.gov

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/05/2005	1	COMPLAINT against Office of Personnel Management (Filing fee \$ 250 receipt number SYR5152) filed by Susan B. Long, David Burnham.(alh) (Entered: 12/05/2005)
12/05/2005	2	G.O. 25 FILING ORDER ISSUED Initial Conference set for 4/6/2006 10:30 AM in Syracuse before Magistrate Judge David E. Peebles. Civil Case Management Plan due by 3/27/2006. (alh) (Entered: 12/05/2005)
12/05/2005		Summons Issued as to Office of Personnel Management, U.S. Attorney and U.S. Attorney General (alh) (Entered: 12/05/2005)
01/11/2006	3	<i>Defendant's</i> ANSWER to Complaint by Office of Personnel Management.(Patterson, Nicholas) (Entered: 01/11/2006)
01/23/2006	4	Consent MOTION for Limited Admission Pro Hac Vice of Adina Rosenbaum Motion Hearing set for 2/22/2006 09:30 AM in Syracuse before Magistrate Judge David E. Peebles. Response to Motion due by 2/6/2006 Reply to Response to Motion due by 2/13/2006. by Susan B. Long, David Burnham. (Attachments: # 1 Affidavit Verified petition for admission# 2 Affidavit Affidavit of sponsor# 3 Exhibit(s) Certificate of good standing# 4 Exhibit(s) E-filing registration form# 5 Exhibit(s) Signed oath of admission# 6 Proposed Order/Judgment Proposed order granting admission pro hac vice)(Nelson, Scott) (Entered: 01/23/2006)
01/25/2006		TEXT ONLY NOTICE BY CLERK re: 4 MOTION for Limited Admission Pro Hac Vice of Adina Rosenbaum; Clerk advises that there is no personal appearance necessary for the 4 motion for pro hac vice; Once fee to appear PHV has been received and the motion is reviewed the Court will issue an order (kcl,) (Entered: 01/25/2006)

01/26/2006		Pro Hac Vice Filing fee paid for Adina Rosenbaum: \$ 30.00, receipt number SYR5803 (alh) (Entered: 01/26/2006)
01/26/2006	5	ORDER granting 4 Motion for Limited Admission Pro Hac Vice . Signed by Judge David E. Peebles on 1/26/05. (kcl,) (Entered: 01/26/2006)
03/27/2006	6	CIVIL CASE MANAGEMENT PLAN by Office of Personnel Management. (Patterson, Nicholas) (Entered: 03/27/2006)
04/03/2006		At the request of the parties and the approval by Magistrate Judge Peebles the in-person Rule 16 conference scheduled for 4/6/06 at 10:30 am has been changed to a telephone conference. The parties were instructed to place the telephone call to(315) 234-8620. (cam,) (Entered: 04/03/2006)
04/06/2006		TEXT Minute Entry for proceedings held before Judge David E. Peebles : Initial Pretrial Conference held on 4/6/2006. Plaintiffs' counsel believes that this case is now ripe for a determination by the court and that they have exhausted all administrative remedies. Defendant's counsel states that a similar action was filed in the District of Columbia (04-CV-00301) and the U.S. Department of Justice recently prevailed in that case. Plaintiffs' counsel does not believe this case is likely to settle at this time. Parties agree that defendant's counsel will lead off in filing a motion for summary judgment that would explain why they have withheld documents, together w/ a privilege log. Judge will not issue a scheduling order in this case, but rather set a briefing schedule for the motions for summary judgment. Defendant's cross-motion for summary judgment is due by 6/6/06, plaintiffs will oppose & file their cross-motion by 7/18/06, defendant's will respond and oppose plaintiffs' cross-motion by 8/18/06, and plaintiffs will reply w/ regard to their cross-motion by 9/18/06. Plaintiffs' counsel states that they will be filing a supplemental amended complaint. Judge advises counsel that they may either submit a stipulation to the court that he will "so order" or plaintiffs' counsel has permission to file a motion for leave to file an amended complaint. No new conference is scheduled. APP: Adina Rosenbaum, Esq. & Nicholas Patterson, Esq.. (sal,) (Entered: 04/06/2006)
04/12/2006	7	STIPULATION by Susan B. Long, David Burnham, Office of Personnel Management submitted to Judge Peebles. (Attachments: # 1 Proposed Amended Pleading Proposed amended complaint# 2 Proposed Amended Pleading Red-lined version of original complaint)(Rosenbaum, Adina) (Entered: 04/12/2006)
04/13/2006	8	STIPULATION & ORDER re 7 filed by David Burnham, Susan B. Long & Office of Personnel Management to amend the complaint. Plaintiffs shall file the attached amended complaint with the court. Defendants shall have 30 days to answer, move or otherwise respond to this amended complaint. Signed by Judge David E. Peebles on 4/13/06. (sal,) (Entered: 04/13/2006)
04/13/2006	9	AMENDED COMPLAINT against Office of Personnel Management filed by Susan B. Long, David Burnham.(Nelson, Scott) (Entered: 04/13/2006)

06/06/2006	<u>1</u> <u>0</u>	<i>Unopposed</i> Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting 35-day extension of the time period to file defendant's summary judgment motion submitted to Judge David E. Peebles. (Patterson, Nicholas) (Entered: 06/06/2006)
06/07/2006	<u>1</u> <u>1</u>	ORDER re: <u>10</u> Letter Request, 35 day extension to file motion for summary judgment is granted . Signed by Judge David E. Peebles on 6/7/06. (kcl,) (Entered: 06/07/2006)
07/11/2006	<u>1</u> <u>2</u>	MOTION for Summary Judgment by Office of Personnel Management. (Attachments: # <u>1</u> Motion for Summary Judgment# <u>2</u> Memorandum of Law Memorandum in Support of Motion for Summary Judgment# <u>3</u> Exhibit(s) Memorandum of Law Exhibit 1# <u>4</u> Statement of Material Facts # <u>5</u> Proposed Order/Judgment Proposed Order# <u>6</u> Exhibit(s) Notification of the Consequences of Failing to Respond to a Summary Judgment Motion# <u>7</u> Affidavit Donley Declaration# <u>8</u> Exhibit(s) Donley Declaration Exhibit 1# <u>9</u> Exhibit(s) Donley Declaration Exhibit 2# <u>10</u> Exhibit(s) Donley Declaration - DoD Vaughn Index# <u>11</u> Affidavit Adams Declaration# <u>12</u> Exhibit(s) Adams Declaration - Exhibit A# <u>13</u> Exhibit(s) Adams Declaration - Exhibit B# <u>14</u> Exhibit(s) Adams Declaration - Exhibit C# <u>15</u> Affidavit Lukowski Declaration# <u>16</u> Exhibit(s) Lukowski Declaration - Exhibit A# <u>17</u> Exhibit(s) Lukowski Declaration - Exhibit B# <u>18</u> Exhibit(s) Lukowski Declaration - Exhibit C# <u>19</u> Exhibit(s) Lukowski Declaration - Exhibit D# <u>20</u> Exhibit(s) Lukowski Declaration - Exhibit E# <u>21</u> Exhibit(s) Lukowski Declaration - Exhibit F# <u>22</u> Exhibit(s) Lukowski Declaration - Exhibit G# <u>23</u> Exhibit(s) Lukowski Declaration - Exhibit H# <u>24</u> Errata Lukowski Declaration - Exhibit I# <u>25</u> Exhibit(s) Lukowski Declaration - Exhibit J# <u>26</u> Exhibit(s) Lukowski Declaration - Exhibit K# <u>27</u> Exhibit(s) Lukowski Declaration - Exhibit L# <u>28</u> Exhibit(s) Lukowski Declaration - Exhibit M# <u>29</u> Exhibit(s) Lukowski Declaration - Exhibit N# <u>30</u> Exhibit(s) Lukowski Declaration - Exhibit O# <u>31</u> Exhibit(s) Lukowski Declaration - Exhibit P# <u>32</u> Exhibit(s) Lukowski Declaration - Exhibit Q# <u>33</u> Exhibit(s) Lukowski Declaration - Exhibit R# <u>34</u> Exhibit(s) Lukowski Declaration - Exhibit S# <u>35</u> Exhibit(s) Lukowski Declaration - Exhibit T# <u>36</u> Exhibit(s) OPM Vaughn Index)(Patterson, Nicholas) (Entered: 07/11/2006)
07/13/2006		TEXT NOTICE of Hearing on Motion. Pursuant to Dkt. # 8 and per Chief Judge Mordue, the <u>12</u> MOTION for Summary Judgment is returnable on October 18, 2006 before Chief Judge Norman A. Mordue and will be taken on submit. No appearances necessary. Response to Motion due by 8/22/2006; Reply to Response to Motion due by 9/21/2006. Although Local Rule 7.1(c) does not permit a Sur-reply, Judge Mordue will accept a Sur-Reply to be filed on or before October 17, 2006. Counsel is directed to submit a courtesy copy of the motion, cross-motion, and any response and reply papers to the chambers of Chief Judge Mordue. (jlr) (Entered: 07/13/2006)
07/21/2006	<u>1</u> <u>3</u>	<i>Unopposed</i> Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting Permission to replace defendant Office of Personnel Management's Vaughn Index with an Amended Vaughn Index submitted to Judge Chief Judge Mordue. (Attachments: # <u>1</u>)(Patterson, Nicholas) (Entered: 07/21/2006)

07/24/2006		TEXT ORDER granting the 13 Unopposed Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting Permission to replace defendant Office of Personnel Management's Vaughn Index with an Amended Vaughn Index. Endorsed by Judge Norman A. Mordue on 7/24/06. (jlr) (Entered: 07/24/2006)
08/16/2006	1 4	<i>Unopposed</i> Letter Motion from Adina H. Rosenbaum for Susan B. Long, David Burnham requesting a 45-day extension to file a response to defendant's motion for summary judgment and a cross-motion for summary judgment submitted to Judge Norman A. Mordue. (Rosenbaum, Adina) (Entered: 08/16/2006)
08/18/2006		TEXT NOTICE of Hearing on Motion 12 MOTION for Summary Judgment. At the request of counsel (Dkt. #14), the Court has changed the motion briefing schedule as follows: The pltf's Response/Cross Motion to the 12 Motion is due by 9/22/2006; Defendant's Reply to Response/Cross Motion is due by 10/10/2006. As the court has already allowed a further reply by Plaintiff's to the Cross Motion, that Reply shall be filed on or before 10/17/06 and the Motion Hearing has been set for 10/18/2006 on submit, with no appearances necessary, before Chief Judge Norman A. Mordue. Counsel is directed to send a Courtesy copy of all paper relating to the motion and cross motion.(jlr) (Entered: 08/18/2006)
09/22/2006	1 5	CROSS MOTION for Summary Judgment Motion Hearing set for 10/18/2006 10:00 AM in Syracuse before Chief Judge Norman A. Mordue. Response to Motion due by 10/2/2006 Reply to Response to Motion due by 10/10/2006. by Susan B. Long, David Burnham. (Attachments: # 1 Motion for Summary Judgment# 2 Memorandum of Law # 3 Statement of Material Facts # 4 Proposed Order/Judgment # 5 Declaration Declaration of Susan B. Long# 6 Exhibit(s) Long Declaration Exhibit A# 7 Exhibit(s) Long Declaration Exhibit B# 8 Exhibit(s) Long Declaration Exhibit C# 9 Exhibit(s) Long Declaration Exhibit D# 10 Affidavit Long Declaration Exhibit E# 11 Exhibit(s) Long Declaration Exhibit F# 12 Affidavit Declaration of James Neff# 13 Exhibit(s) Neff Declaration Exhibit A# 14 Exhibit(s) Neff Declaration Exhibit B# 15 Exhibit(s) Neff Declaration Exhibit C# 16 Exhibit(s) Neff Declaration Exhibit D# 17 Affidavit Declaration of J. Robert Port# 18 Exhibit(s) Port Declaration Exhibit A# 19 Affidavit Declaration of Jeff Ruch)(Rosenbaum, Adina) Modified on 9/25/2006 (jlr). (Entered: 09/22/2006)
09/25/2006		CORRECTED TEXT NOTICE of Hearing on Motion on the 15 CROSS-MOTION for Summary Judgment: In accordance with the 8/18/06 TEXT ORDER - Defendant's Reply to Response/Cross Motion is due by 10/10/2006. As the court has already allowed a further reply by Plaintiff's to the Cross Motion, that Reply shall be filed on or before 10/17/06 and the Motion Hearing has been set for 10/18/2006 on submit, with no appearances necessary, before Chief Judge Norman A. Mordue. Counsel is directed to send a Courtesy copy of all paper relating to the motion and cross motion(jlr,) (Entered: 09/25/2006)
09/28/2006	1 6	<i>Unopposed</i> Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting 38-Day Extension of Time to File Motions submitted to Judge Chief Judge Mordue. (Patterson, Nicholas) (Entered: 09/28/2006)

10/03/2006		TEXT ORDER granting in part and denying in part the 16 Letter Request for extension of time to reply to the 15 Cross-Motion. Defendant's Reply/Response to the Summary Judgment and Cross-Motion for Summary Judgment is due on or before 11/1/06. Pltf's Sur-Reply as allowed previously is due on or before 11/13/06. The Motions are returnable on 11/15/06 and are still on submit. Counsel is directed to send a Courtesy copy of all paper relating to the motion and cross motion to Judge Mordue's chambers. Endorsed by Judge Norman A. Mordue on 10/3/06. (jlr/am) (Entered: 10/03/2006)
10/31/2006	1 7	Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting Letter Request for 14-day Extension of Time to File Motions submitted to Judge Chief Judge Mordue. (Patterson, Nicholas) (Entered: 10/31/2006)
10/31/2006	1 8	RESPONSE to Motion re 17 Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting Letter Request for 14-day Extension of Time to File Motions submitted to Judge Chief Judge Mordue filed by Susan B. Long, David Burnham. (Rosenbaum, Adina) (Entered: 10/31/2006)
10/31/2006		TEXT ORDER granting in part and denying in part the 17 Letter Motion from Nicholas J. Patterson for Office of Personnel Management requesting Letter Request for 14-day Extension of Time to File Motions submitted to Judge Chief Judge Mordue. The Defendant's Reply/Response to the Motion is due by 11/6/2006. The Plaintiff's Sur-Reply previous granted to be filed is due on or before 11/13/06. Endorsed by Judge Norman A. Mordue on 10/31/06. No further extensions will be considered without good cause shown. (jlr/sr) (Entered: 10/31/2006)
11/06/2006	1 9	Letter Motion from AUSA William H. Pease o/b/o Nicholas J. Patterson for Office of Personnel Management requesting an extension of time for defendant to file its opposition and reply submitted to Judge Norman A. Mordue. (Pease, William) (Entered: 11/06/2006)
11/07/2006		TEXT ORDER granting the 19 Letter Motion from AUSA William H. Pease o/b/o Nicholas J. Patterson for Office of Personnel Management requesting a one day extension of time for defendant to file its opposition and reply. Response/Reply due 11/7/06. Endorsed by Judge Norman A. Mordue on 11/6/06. (jlr/am) (Entered: 11/07/2006)
11/07/2006	2 0	RESPONSE in Opposition re 15 MOTION for Summary Judgment <i>Defendant U.S. Office of Personnel Management's Opposition to Plaintiffs' Cross-Motion for Summary Judgment and Reply to Plaintiffs' Opposition to Defendant's 12 Motion for Summary Judgment</i> filed by Office of Personnel Management. (Attachments: # 1 Declaration Second Lukowski Declaration# 2 Declaration Second Donley Declaration# 3 Declaration Second Adams Declaration# 4 Exhibit(s) 1# 5 Exhibit(s) 2 - Second Amended Vaughn Index)(Patterson, Nicholas) Modified on 11/8/2006 (amt,). (Entered: 11/07/2006)

11/08/2006		CLERK'S CORRECTION OF DOCKET ENTRY; Document 21 filed by Deft was deleted from the docket as it was a duplicate of Document 20 ; Text of document 20 was modified to reflect it was both a response to 15 motion and reply to 12 motion (amt,) (Entered: 11/08/2006)
11/09/2006	2 1	NOTICE by Office of Personnel Management re 20 Response in Opposition to Motion,, <i>Notice of Correction to Defendant Office of Personnel Management's Opposition to Plaintiffs' Cross-Motion for Summary Judgment and Reply to Plaintiffs' Opposition to Defendant's Motion for Summary Judgment</i> (Patterson, Nicholas) (Entered: 11/09/2006)
11/13/2006	2 2	REPLY to Response to Motion re 15 MOTION for Summary Judgment filed by Susan B. Long, David Burnham. (Attachments: # 1 Declaration Second Declaration of Susan B. Long)(Rosenbaum, Adina) (Entered: 11/13/2006)
11/14/2006		Set/Reset Deadlines as to 12 MOTION for Summary Judgment, 15 MOTION for Summary Judgment. Motion Hearing set for 11/15/2006 before Chief Judge Norman A. Mordue. (jlr) (Entered: 11/14/2006)
12/04/2006	2 3	NOTICE by Office of Personnel Management <i>Notice of Recent Decisions</i> (Attachments: # 1 Exhibit(s) 1 - Center for Public Integrity v. U.S. Office of Personnel Management Order# 2 Exhibit(s) 2 - Center for Public Integrity v. U.S. Office of Personnel Management Memorandum Opinion)(Patterson, Nicholas) (Entered: 12/04/2006)
07/26/2007	2 4	NOTICE by Office of Personnel Management <i>Defendant's Notice of Substitution of Counsel</i> (Schwartz, James) (Entered: 07/26/2007)
09/30/2007	2 5	ORDER granting in part and denying in part the defendant's 12 Motion for Summary Judgment; and denying the plaintiffs' 15 Motion for Summary Judgment. Ordered that defendant submit supplemental Vaughn declarations in accordance with this Memorandum-Decision and Order; and that the parties submit additional briefs in accordance with this Memorandum-Decision and Order; and that United States Magistrate Judge David E. Peebles is directed to hold a conference to establish a scheduling order for the submission of the supplemental Vaughn declarations and additional briefs, and/or new motions for summary judgment Signed by Judge Norman A. Mordue on 9/30/2007. (jlr/sr) (Entered: 09/30/2007)
10/04/2007		TEXT NOTICE of Hearing: A Status Telephone Conference is set for 10/15/2007 at 4:00 PM before Magistrate Judge David E. Peebles. Defendant's counsel is directed to initiate the call to all counsel and Chambers who can be reached at (315) 234-8620. (sal,) (Entered: 10/04/2007)

10/15/2007		TEXT Minute Entry for proceedings held before Judge David E. Peebles : Status Conference held on 10/15/2007. Briefing schedule is set as follows per Judge Mordue's recent decision in this case: Defendant's Vaughn Declarations and Summary Judgment Briefing are due by 11/13/07, Plaintiff's will respond and cross-move by 12/10/07, defendant's reply and opposition to the cross-motion are due by 12/21/07, plaintiff's reply in connection w/ the cross-motion is due by 1/9/08. Judge directs the parties to stick to this schedule. Case is not likely to settle. No new conference is set. APP: Adina Rosenbaum, Esq., James Jules Schwartz, Esq., and Peter Leary, Esq.. (sal,) (Entered: 10/15/2007)
10/24/2007	2 6	NOTICE of Appearance by Peter D. Leary on behalf of Office of Personnel Management (Leary, Peter) (Entered: 10/24/2007)
11/13/2007	2 7	MOTION for Summary Judgment by Office of Personnel Management. (Attachments: # 1 Motion for Summary Judgment# 2 Memorandum of Law # 3 Statement of Material Facts # 4 Third Declaration of OPM# 5 Third Declaration of IRS# 6 Proposed Order/Judgment) (Leary, Peter) (Entered: 11/13/2007)
11/14/2007		TEXT NOTICE of Hearing on the 27 MOTION for Summary Judgment. Plaintiff's Response and or cross-motion due by 12/10/2007; defendant's Reply and opposition to the cross-motion is due by 12/21/2007 and should be filed in accordance with Local Rule 7.1(c). Plaintiff's are permitted to reply in connection w/the cross-motion which is due by 1/9/08. The Motion Hearing is set for 1/16/2008 before Chief Judge Norman A. Mordue. The motion is on submit with no appearances necessary. Counsel is directed to send a courtesy copy of the motion papers to Chief Judge Mordue's chambers.(jlr) (Entered: 11/14/2007)
12/10/2007	2 8	Cross MOTION for Summary Judgment by Susan B. Long, David Burnham. (Attachments: # 1 Motion for Summary Judgment# 2 Memorandum of Law # 3 Statement of Material Facts # 4 Third Declaration of Susan B. Long# 5 Third Long Declaration Exhibit 1# 6 Third Long Declaration Exhibit 2# 7 Declaration of Henry S. Ruth# 8 Proposed Order/Judgment) (Rosenbaum, Adina) (Entered: 12/10/2007)
12/21/2007	2 9	RESPONSE in Opposition re 28 Cross MOTION for Summary Judgment <i>and Reply Memorandum in Support of Defendant's Motion for Summary Judgment</i> 27 filed by Office of Personnel Management. (Attachments: # 1 Defendant's Response to Plaintiff's Statement of Material Facts# 2 Declaration Fourth Declaration of Gary A. Lukowski)(Leary, Peter) (Entered: 12/21/2007)
01/09/2008	3 0	REPLY to Response to Motion re 28 Cross MOTION for Summary Judgment filed by Susan B. Long, David Burnham. (Attachments: # 1 Fourth Declaration of Susan B. Long)(Rosenbaum, Adina) (Entered: 01/09/2008)
09/24/2008	3 1	NOTICE by Susan B. Long, David Burnham <i>Notice of Recent Decision</i> (Attachments: # 1 Court of Appeals Decision ACLU v Department of Defense Opinion)(Rosenbaum, Adina) (Entered: 09/24/2008)

10/03/2008	3 2	NOTICE by Office of Personnel Management re 31 Notice (Other) <i>Response to Plaintiffs' Notice of Recent Decision</i> (Leary, Peter) (Entered: 10/03/2008)
02/03/2009	3 3	NOTICE by Susan B. Long, David Burnham <i>Notice of Recent Decision</i> (Attachments: # 1 Court of Appeals Decision Associated Press v. U.S. Dep't of Defense)(Rosenbaum, Adina) (Entered: 02/03/2009)
12/03/2009	3 4	NOTICE by David Burnham, Susan B. Long re 31 Notice (Other) <i>Notice Relating to Recent Decision</i> (Rosenbaum, Adina) (Entered: 12/03/2009)
02/23/2010	3 5	MEMORANDUM DECISION AND ORDER: It is ORDERED that Defendant's # 27 Motion for Summary Judgment is Denied with respect to the duty station and organizational component code information of employees in "sensitive" occupations; and it is further ORDERED that Plaintiffs' # 28 Cross-Motion for Summary Judgment is Granted with respect to the duty station and organizational component code information of employees in "sensitive" occupations. It is further ORDERED that Defendant's Motion for Summary Judgment is otherwise Granted in its entirety; and Plaintiffs' Cross-Motion for Summary Judgment is otherwise Denied in its entirety. Signed by Chief Judge Norman A. Mordue on 2/23/2010. (mae) (Entered: 02/23/2010)
02/24/2010	3 6	JUDGMENT in accordance with Chief Judge Mordue's 35 Memorandum-Decision and Order. (amt) (Entered: 02/24/2010)
03/05/2010	3 7	Letter Motion from Adina H. Rosenbaum and Peter D. Leary for David Burnham, Susan B. Long, Office of Personnel Management requesting Extension of time for plaintiffs to file motion for attorneys fees and costs submitted to Judge Chief Judge Mordue. (Rosenbaum, Adina) (Entered: 03/05/2010)
03/08/2010	3 8	ORDER granting 37 Letter Request for an extension of time to file a motion for attorney's fees. Signed by Chief Judge Norman A. Mordue on 3/8/2010. (amt) (Entered: 03/08/2010)
04/21/2010	3 9	NOTICE OF APPEAL as to 25 Order on Motion for Summary Judgment,,,,, 35 Order on Motion for Summary Judgment,,,,, 36 Judgment by David Burnham, Susan B. Long. Filing fee \$ 455, receipt number 0206-1550911. (Rosenbaum, Adina) (Entered: 04/21/2010)
04/22/2010	4 0	ELECTRONIC NOTICE AND CERTIFICATION sent to US Court of Appeals re 39 Notice of Appeal (amt) (Entered: 04/22/2010)
04/22/2010	4 1	NOTICE OF APPEAL as to 35 Order on Motion for Summary Judgment,,,,, 36 Judgment by Office of Personnel Management. No fee paid. (Schwartz, James) (Entered: 04/22/2010)
04/22/2010	4	ELECTRONIC NOTICE AND CERTIFICATION sent to US Court of Appeals re 41

	2	Notice of Appeal (amt) (Entered: 04/22/2010)
05/10/2010		USCA Case Number is 10-1600-cv for 39 Appeal filed by David Burnham and Susan B. Long. (cbm) (Entered: 05/10/2010)
05/10/2010		USCA Case Number is 10-1618-cv for 41 Appeal filed by Office of Personnel Management. (cbm) (Entered: 05/10/2010)

PACER Service Center

Transaction Receipt

09/22/2011 17:29:27

PACER Login:	pb0232	Client Code:	foiaproj
Description:	Docket Report	Search Criteria:	5:05-cv-01522-NAM-DEP
Billable Pages:	8	Cost:	0.64